



UNITED STATES PATENT and TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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Pet. Dec.

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Mailed:

5/19/05

In re application of
Zimmer, Joachim
Serial No. 09/700,873
Filed: February 1, 2001
For: Windscreen wiper

DECISION ON
PETITION

This is a response to the PETITION TO WITHDRAW THE HOLDING OF ABANDONMENT filed August 19, 2004. The petition requests that the abandonment, as set forth in the Notice of Abandonment of July 12, 2004, for failure to timely file a proper reply to the Office letter mailed on December 16, 2003 be withdrawn. The requester asserts that a timely response was filed on June 3, 2004.

DECISION

The instant request has been accepted as a petition to withdraw the holding of abandonment under the provisions of 37 CFR 1.181 (no fee) - no abandonment-in-fact. A review of the USPTO application file reveals that applicant's response was properly filed on June 3, 2004 in view of the fact that the originally filed papers have been located in the USPTO application file. Accordingly, applicant's reply in the form of a three month extension of time, a Request for Continued Examination and request for entry of the after final amendment filed March 15, 2004, has been entered, any holding of abandonment is hereby vacated, and the application has been returned to pending status. The application shall be returned to the LIE for entering of the Request for Continued Examination. After such is completed, the case will be returned to the examiner for prompt consideration.

The Petition is GRANTED.

J. Stone

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